

Message Text

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ACTION EUR-12

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TO SECSTATE WASHDC IMMEDIATE 2612
INFO ALL EC CAPITALS 2883
USMISSION IAEA VIENNA IMMEDIATE
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ERDA WASHINGTON
ERDA GERMANTOWN
AMEMBASSY OTTAWA

LIMITED OFFICIAL USE EC BRUSSELS 12427

E.O. 11652: N/A
TAGS: TECH, IAEA, EC
SUBJECT: EC INTENTIONS REGARDING ENTRY INTO FORCE OF IAEA-EURATOM
VERIFICATION AGREEMENT

REF: A) EC BRUSSELS 12301 (NOTAL), B) EC BRUSSELS 12366 (NOTAL)

1. THE FOLLOWING IS THE FULL TEXT OF DECEMBER 16 NOTE GIVEN
AMBASSADOR DECEMBER 16 BY EC COMMISSIONER BRUNNER YESTERDAY
SETTING FORTH THE EC'S INTENTIONS REGARDING ENTRY INTO FORCE OF
THE IAEA EURATOM VERIFICATION AGREEMENT. COPIES WILL BE GIVEN TO
THE CANADIAN MISSION TO THE EC TODAY AND HAND CARRIED TO VIENNA
ON DECEMBER 20 BY A SENIOR
EC COMMISSION OFFICIAL.

BEGIN TEXT:
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MOST OF THE INTERNAL PROCEDURES NECESSARY FOR THE ENTRY INTO FORCE
OF THE VERIFICATION AGREEMENT HAVE NOW BEEN COMPLETED.
THE AGREEMENT HAS BEEN RATIFIED BY ALL THE INTERESTED
MEMBER STATES AND APPROVED BY THE COUNCIL OF THE COM-
MUNITY. THE COMMUNITY HAS ALSO ADOPTED ITS NEW SAFE-
GUARDS REGULATION, WHICH WILL ENABLE IT TO FULFILL

ITS OBLIGATIONS UNDER THE AGREEMENT. IN SO FAR AS THE OBLIGATIONS OF THE MEMBER STATES ARE CONCERNED, SOME MEMBER STATES HAVE ALREADY TAKEN THE NECESSARY LEGISLATIVE MEASURES TO ENABLE THE AGENCY TO EXERCISE ITS RIGHTS, WHILE THE LAW-MAKING PROCEDURES ARE STILL GOING ON IN OTHER MEMBER STATES. THESE LAST STEPS, WHILE NECESSARY TO PERMIT THE ENTRY INTO FORCE OF THE AGREEMENT, ARE OF A FORMAL NATURE, AND THEY ARE EXPECTED TO BE FULLY COMPLETED WITHIN A COUPLE OF MONTHS.

IT IS THE DESIRE OF ALL THE MEMBER STATES CONCERNED AND OF THE COMMISSION THAT THE IMPLEMENTATION OF THE VERIFICATION AGREEMENT BE IN NOWAY DELAYED, PENDING THE COMPLETION OF THOSE PROCEDURES.

TO THIS END, AN ARRANGEMENT IS BEING WORKED OUT ALONG THE FOLLOWING LINES:

DURING THE LIMITED PERIOD NECESSARY FOR THE ADOPTION OF NATIONAL PROVISIONS, THE FACILITIES THEMSELVES WOULD ACCEPT THAT THE SAFEGUARDS REGIME TO WHICH THEY WILL BE SUBJECT ON THE ENTRY INTO FORCE OF THE AGREEMENT, BE ALREADY IMPLEMENTED.

THE LEGAL BASIS FOR THE CARRYING OUT OF AGENCY INSPECTIONS WOULD, THUS, DURING THIS PERIOD, BE A CONTRACTUAL ONE.

THE MEMBER STATES AND THE COMMISSION ARE AT PRESENT TAKING UP CONTACTS WITH THE FACILITIES CONCERNED TO RECEIVE THEIR ASSURANCE THAT THEY WILL NOT OPPOSE THE "DE FACTO" IMPLEMENTATION OF THE AGREEMENT AS FROM THE BEGINNING OF NEXT YEAR.

CONTACTS WITH THE AGENCY IN VIENNA WILL BE TAKEN UP LIMITED OFFICIAL USE

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IMMEDIATELY (20 DECEMBER). END TEXT. HINTON

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